

Atty Docket No. 170404-1011

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Donald P. Dennis, et al. : **File No.:** 170404-1011
Ser. No. : 10/660832 :
Filed : September 12, 2003 :
For : METHOD AND FORMULATION :
FOR SUPPRESSING MOLD :

**DECLARATION IN SUPPORT OF
PETITION TO MAKE SPECIAL**

(Pursuant to MPEP 708.02 and 37 CFR 1.102(c))

Donald P. Dennis, MD, hereby declares:

1. I am over 18 and I am fully qualified to make this declaration which is being made in support of the accompanying Petition to grant special handling status to the patent application identified above in which I am one of the named inventors.

2. I am a medical doctor, having received my M.D. from the Medical College of Georgia in June 1974. Following medical school I did an internship and residency, and I then had a three year ENT residency (July 1976 - July 1979) at Johns Hopkins Hospital, Baltimore, Maryland, after which I received a faculty appointment as an Instructor there in the Department of Otolaryngology.

3. I am a member of the American Medical Association; Johns Hopkins Medical & Surgical Society; Fellow American Academy of Facial Plastic & Reconstructive Surgery; Greater Atlanta Otolaryngology Society; Medical Association of Atlanta; Medical Association of Georgia;

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Diplomat, American Board of Otolaryngology, Head & Neck Surgery; Georgia Society of Otolaryngology; Fellow American College of Surgeons.

4. Since I left Johns Hopkins Hospital in July 1980, I have been in private practice in Atlanta, Georgia at the Atlanta Center for ENT and Facial Plastic Surgery. I am also a member of the Department of Otolaryngology -- Head and Neck Surgery at both Northside Hospital and Piedmont Hospital, both in Atlanta, Georgia.

5. In the course of my practice I have seen, and treated, many patients who have had chronic rhinosinusitis ("CRS"). In the course of their treatment, I became aware that many, if not most, of those patients were reacting to environmental problems, in that testing of their homes, work places, and vehicles yielded a significant mold spore count. In the course of such treatment, I concluded that no course of personal treatment which failed to also remove them from, or remediate, the environmental conditions which added to their condition, could be successful.

6. I authored a paper entitled "*Chronic Sinusitis: Defective T-Cells Responding to Superantigens, Treated by Reduction of Fungi in the Nose and Air*" which was published in *Archives of Environmental Health*, July 2003 [Vol. 58 (No. 7)], a true copy of which is attached hereto.

7. In the foregoing paper, the contents of which are incorporated herein by reference to the attached copy, and based on the studies, patients, research, and other documents described therein, it is quite clear that there are numerous individuals who have been suffering from the results of having been subjected to mold and mold spores in the environment, including their automobiles, their homes, and their places of work.

8. Further, as set forth in the attached paper, it is quite clear that the only treatment protocol which has shown success in treating patients experiencing persistent chronic rhinosinusitis

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(CRS) is a protocol which includes a successful method of environmental remediation, e.g., a method for suppressing the mold which appears to be the underlying factor causing the CRS in the patients.

9. In my opinion, as expressed in the attached paper, the invention which is the subject of the present application has been shown to provide a successful means for materially enhancing the quality of the environment by removing the mold from the environment, and the mold spores from the air, which are the underlying cause of the CRS in numerous patients.

10. Further, declarant sayeth naught.

Respectfully submitted,

This 6 day of July 2004

By: Donald P. Dennis, M.D.
Donald P. Dennis, MD